

13DV-14119
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Elizabeth Anne Earley, et al. :
: Art Unit: 2166
Serial No.: 10/072,391 :
: Examiner: Woo, Isaac M.
Filed: February 5, 2002 :
: :
For: DIGITAL COCKPIT :

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON
FAILURE TO RECIEVE NOTICE OF ALLOWANCE**

Mail Stop: Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants hereby petition to withdraw the holding of abandonment in the above-referenced Utility Patent Application for failure to receive a Notice of Allowance.

Applicants appreciate the courtesies shown to Applicants' representative Kevin Jones by Petitions Attorney Steven Bradley in the interviews held December 23, 2009 and January 22, 2010. Applicants also appreciate the courtesies shown to Applicants' representative Robert Reeser by Petitions Attorney Steven Bradley in the interview held January 21, 2010.

A copy of the master docket record for January 14, 2009 is attached. The master docket record illustrates that a Notice of Allowance dated October 14, 2008, was not received nor entered in the docket. A docket entry for Application No. 10/072,391 with an issue fee due date of January 14, 2009 would have been entered had the Notice of Allowance been received.

Rather, as illustrated in the master docket record of January 14, 2009, no such entry exists. Adjustment date: 03/26/2010 LDIED1
01 FC:1452 540.00 CR 012384 10072391

a) authorization to charge the issue fee and publication fee is set forth below in Paragraph (5); and

b) authorization to charge the petition fee (37 C.F.R. 1.17(l)) is set forth below in Paragraph (5).

4. Fees:

a.	Petition Fee (37 C.F.R. 1.17(l))	\$	540.00
	TOTAL FEES DUE:	\$	540.00

b. Applicants respectfully submit that the payment of the required issue fee in the amount of \$1,510 and the payment of the required publication fee in the amount of \$300 were deducted from Deposit Account No. 01-2384 on May 15, 2009. The Commissioner is hereby authorized to charge payment of the Petition Fee due in the amount of \$540.00, any deficiencies in the enclosed fees, or credit any overpayment, to Deposit Account No. 01-2384.

Applicants respectfully submit that Applicants' file jacket and the copy of the master docket record for January 14, 2009 are evidence in support of the Applicants' declaration that the Notice of Allowance was never received. Therefore, Applicants respectfully request that the holding of abandonment for failure to pay the issue fee be withdrawn.

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For the reasons set forth above, Applicants respectfully request that the holding of abandonment be withdrawn, or in the alternative, that the subject application be revived.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. B. Reeser, III', written over a horizontal line.

Robert B. Reeser, III
Registration No.: 45,548
ARMSTRONG TEASDALE LLP
One Metropolitan Square, Suite 2600
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Electronic Patent Application Fee Transmittal

Application Number:	10072391			
Filing Date:	05-Feb-2002			
Title of Invention:	DIGITAL COCKPIT			
First Named Inventor/Applicant Name:	Elizabeth Anne Earley			
Filer:	Robert B. Reeser/Jeanne Reany			
Attorney Docket Number:	13DV-14119			
Filed as Large Entity				
Utility under 35 USC 111(a) Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Petition-revive unavoid. abandoned appl	1452	1	540	540
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>03/25/10</u>		2 Serial/Patent # <u>10/072,391</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
	Notice of Appeal/Appeal			\$							
<input checked="" type="checkbox"/>	Petition	IFW	01/26/10	\$ 540.00							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
			7 TOTAL AMOUNT OF REFUND								
			\$ 540.00								
8 TO BE REFUNDED BY:											
10 REASON:		Treasury Check									
	Overpayment	<input checked="" type="checkbox"/>	Credit Deposit A/C #:								
	Duplicate Payment	9 <table border="1" style="display: inline-table; border-collapse: collapse; text-align: center;"> <tr> <td style="width: 20px;">0</td> <td style="width: 20px;">1</td> <td style="width: 20px;">--</td> <td style="width: 20px;">2</td> <td style="width: 20px;">3</td> <td style="width: 20px;">8</td> <td style="width: 20px;">4</td> </tr> </table>			0	1	--	2	3	8	4
0	1	--	2	3	8	4					
<input checked="" type="checkbox"/>	No Fee Due (Explanation):										
No petition fee due because petition was granted as petition under Rule 181 which requires no fee											
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>Charles Steven Brantley</u>		TITLE: <u>Senior Petitions Attorney</u>									
SIGNATURE:		PHONE: <u>571-272-3203</u>									
OFFICE: <u>Office of Petitions</u>											
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****											
APPROVED:		DATE: <u>3.26.10</u>									

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to: